BIDDERS'S NAME: 2-2 PRICE: 2-3 SUBS: N/A BB: 2-9 ESTIMATE:

\CB\ABSTRACT	OPENING DATE: February 17, 2015
SOLICITATION NO. RFB 6749	SUPPLIES OR SERVICES: JOC #205 General Contracting

OFFEROR / BIDDER	Line 1	Line 2
SIGMA SERVICES, INC	0.8538	1.2803
GOOD-MEN ROOFING & CONSTRUCTION, INC	0.8478	0.8480
THE AUGUSTINE COMPANY	0.7000	0.8495
ANGELES CONTRACTOR, INC	0.6280	0.6300
RAMONA PAVING & CONSTRUCTION CORP	0.7299	0.7300
CTM CONTRACTING INC	0.8400	0.8600
PUB CONSTRUCTION, INC	0.5700	0.5701
ABC CONSTRUCTION CO. INC	0.7275	0.7277

BIDS TO DEPARTMENT: DATE:	DISTRIBUTION:FRONT DESKPCO	SD DAILY TRANSCRIPT	DATE: <u>2/17/15</u>	BID CLERK: BID OFFICER:
Received				

# Bids Received



Submitted by: SIGMA Services, Inc. 2140 Eastman Ave., #200 Ventura, CA 93003 P: (805) 642-8377 F: (805) 642-8378

TO: County of San Diego
Attn: Department of Purchasing and Contracting, Front Desk
5560 Overland Avenue, Suite 270
San Diego, CA 92123-1294

**BID ENCLOSED** 

JOC #205 Request for Bid #6749 DUE 2/17/2015 at 2PM

SECRETY PURCH\*15 PEB 17 PH12G5



#### PART II

#### DOCUMENTS TO BE EXECUTED BY BIDDER



11.

#### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Sigma Services, Inc.	
Business Address 2140 Eastman Avenue, Suite 200, Ventura, CA 93003	
Place of Residence 2140 Eastman Avenue, Suite 200, Ventura, CA 93003	
LOCATION	
The work to be performed under this Contract is located in the vicinity of County of State of California.	San Diego,
Said Work is to be performed in accordance with the Contract Documents including Information, Contract forms, General and Supplemental Conditions, Drawings, Sp and Addenda Numbers $\underline{\hspace{1cm} N/A \hspace{1cm}}$ , $\underline{\hspace{1cm} N/A \hspace{1cm}}$ , and $\underline{\hspace{1cm} N/A \hspace{1cm}}$ .	
By signing this Bid on the signature portion hereof, the undersigned, as bidder, under perjury deposes and says: that the only persons or parties interested in this bid as prothose named herein; that the bidder has not, either directly or indirectly, entered agreement, participated in any collusion, or otherwise taken any action in restraction competitive bidding in connection with said bid; that the undersigned has carefully the location of the proposed work, the annexed proposed form of Contract, and Special Provisions and Specifications therein referred to, and the undersigned propagrees if this Bid is accepted, that the undersigned will furnish the required Bonds at with the Owner, in the form and copy of the Contract annexed hereto, to provide all machinery, tools, apparatus and other means of construction, and to do all the work all the materials specified in the Contract, in the manner and time therein set forth, a undersigned will take in full payment therefor the following unit and lump sum prices,	incipals are ed into any aint of free y examined the Plans, poses, and nd Contract I necessary and furnish and that the
I. Adjustment Factors. The Contractor bids two adjustment factors that will	be applied

\$4,200,000 maximum value of the contract, whichever occurs first)

factor by the unit prices and quantities.

against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment

Base Period (12 months from Notice of contract award or expenditure of the



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.8538

Utilize four decimal places (EXAMPLE: 1.2345)

Zero Point Eight Five Three Eight

Bid for normal working hours written in words (EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may <u>not</u> be lower than or equal to Item 1)

2. 1.2803

Utilize four decimal places (EXAMPLE: 1.2345)

One Point Two Eight Zero Three

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Concrete, Drywall, Painting

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

#### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



#### NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

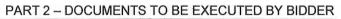
(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

The undersigned declares:
President Sigma Services, Inc. I am the of, the party making the foregoing bid.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership company, association, organization, or corporation. The bid is genuine and not collusive of sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statement contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and with not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration of behalf of the bidder.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at[city],[state]."  2/13/15  CA
SIGNATURE OF BIDDER Vivian Solodkin
DATE February 13, 2015



## County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be co	mpieted, signed and returned with the offer.
BUSINESS TYPE     For-profit	4.3 Are presently indicted for or otherwise criminally or civiliy charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in
2. INTERLOCKING DIRECTORATE In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors	<ul> <li>4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.</li> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as</li> </ul>
<ol> <li>BUSINESS REPRESENTATION         Offeror represents as a part of this offer that the ownership, operation, and control of the business are:</li> </ol>	certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
3.1. Are you a small business with: 100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☐ Yes XNo 3.2. Are you a local business with a physical address within the County of San Diego? ☐ Yes XNo 3.3. Are you certified by the State of California as a: ☐ Disabled Veteran Business Enterprise (DVBE)	4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
Certification #: N/A  Small Business Enterprise (SBE) Certification #: N/A  See the State of California, Department of General Services website for details on "Certified Small Business"	5. CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the
and "Certified DVBE" requirements. http://www.dgs.ca.gov/pd/Programs/OSDS.aspx.	date signed below.
3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego):  """ 9" """ 9" "" 9" """ 9" "" 9" "" 9" "" 9" "" 9" """ 9" """ 9" """ 9" """ 9" """ 9" """ 9"" 9" """ 9"	CERTIFICATE OF INDEPENDENT PRICING  By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
<ul> <li>4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:</li> <li>4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and</li> <li>4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and</li> </ul>	<ul> <li>6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and</li> <li>6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and</li> <li>6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.</li> <li>7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to</li> </ul>
	provide a Social Security Number (SSN).
	Signature: Date: February 13, 2015
Company/Organization: Sigma Services, Inc.	Date. 1 Columny 10, 2010
SUBMIT THIS FORM AS DIRECTED IN THE REQUEST F	OR SOLICITATION DOCUMENTS OR WITH THE OFFER





NOTE:

FOR: County of San Die	ego - Job Order Contract	#205		
Accompanying this bid i	s a Bidder's Bond			
(NOTICE: Insert the wo check," "certified check, maximum contract value	" or "bidder's bond," as	s the ca	se may be.) in amount	)" "cashier's equal to 10% of the
The names of all person	s interested in the fore	going bi	d as principals are as	follows:
IMPORTANT NOTICE name of corporation, als co-partnership, state tru if bidder or other interes Vivian Solodkin - Preside	so names of the presid- ue name of firm, also n sted person is an individ	ent, sec ames o	of all individual copartn	manager thereof; if a ers composing firm;
Ben Valenzuela - Vice P				
Louie Valenzuela - CFO				
Licensed in accordance	with an act providing f	or the re	egistration of Contract	ors,
License No. 800475	Classifica	tion (s)	B & C10 Ex	p. Date 10/31/2015
I hereby certify, under pe	enalty of perjury, that th	ne foreg	oing bid to the Board is	s true and correct.
SIGN ( SIGN ( HERE ( by	Vivian Solodkin President	Le	gal Name of Bidder Signature	(SEAL)
	1 TOSIGOTIC		Title	
If bidder is a corporation the signature of the offic bidder is a co-partnersh signature of the partner and if bidder is an indiviother than an officer of a submitted with the bid; o	er or officers authorize ip, the true name of th or partners authorized idual, his signature sha corporation or a mem	ed to signe firm I to signall be posterior	n contracts on behalf shall be set forth above contracts in behalf of laced above. If signa partnership, a Power	of the corporation; if we together with the f the co-partnership; ture is by an agent, of Attorney must be
Business address 214	40 Eastman Avenue, Ver	ntura, CA	93003	
Telephone ( )(805) 642-	8377 <b>Fax</b>	() (805)	642-8378	
E-Mail address viviano	@sigmaservices.net			_
Dated February 13	, <b>20</b> <u>15</u>	_ , at	Ventura	California.



BOND NO.

#### **BIDDER'S BOND**

#### KNOW ALL MEN BY THESE PRESENTS:

That we	Sigma Ser	rvices, Inc.
133		as
PRINCIPAL, and	U. S. Special	alty Insurance Company
subdivision of the SI \$420,000 of the Princ described below, for t	ate of California, he ipal above named, sul he payment of which bind ourselves, our hei	I unto the <b>COUNTY OF SAN DIEGO</b> a political ereinafter called the County, in the penal sum of ubmitted by said Principal to the County for the work sum in lawful money of the United States, well and eirs, executors, administrators and successors, jointly
In no case shall the lia	bility of the surety her	reunder exceed the sum of \$420,000.
	THE CONDITION OF	THIS OBLIGATION IS SUCH,
for certain construction		ne above-mentioned bid to the County of San Diego ed as follows, for which bids are to be opened on 205.
period specified there (60) days after said o specified, within ten (enter into a written co as accepted, and file to the other to guarantee	in after the opening of pening, and shall with 10) days after the prontract with the County the two bonds with the payment for labor ar	aid principal shall not withdraw said bid within the of the same, or, if no period be specified, within sixty hin the period specified therefore, or, if no period be rescribed forms are presented to him for signature, by, in the prescribed form, in accordance with the bid e County, one to guarantee faithful performance and not materials, as required by law, then this obligation and remain in full force and virtue.
	sts incurred by the O	s bond by the County and judgment is recovered, the Owner in such suit, including a reasonable attorney's
	WHEREOF, We have rebruary , 2	ave hereunto set our hands and seals on this $20\frac{15}{20}$ .
U. S. Specialty Insu	rance Company (SEAL	L) Sigma Services, Inc. (SEAL
Betty Reeh, Attorney	Surety	L) Principal Vivian Solodkin, President

#### **Corporate Notary Acknowledgement**

**State of Texas** 

County of Bexar

On this 12th day of February, 2015, before me personally appeared <a href="Betty Reeh">Betty Reeh</a> personally known to me [or proved to me on the basis of satisfactory evidence] to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity as the attorney-in-fact of <a href="U.S. Specialty Insurance Company">U.S. Specialty Insurance Company</a>, said corporation, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

**Notary Public** 

Commission Expires December 26, 2016

Elizabeth Ort

Resident State of Texas State of T



AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Pat J. Moore, Bryan K. Moore, Gary W. Wheatley, Clark Fresher, Betty Reeh or Mike D. Hendrickson of San Antonio, Texas

This Power of Attorney shall expire without further action on December 8,2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2012.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals









By:

Daniel P. Aguilar, Vice President

State of California

County of Los Angeles SS

On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature

V.WAS,

(Seal)

I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 12th day of 2015

Corporate Seals

Bond No. 17051









Jeannie Lee, Asistant Secretary

Notary Public - California

Los Angeles County by Comm. Expires Dec 8, 2016

## U. S. SPECIALTY INSURANCE COMPANY

#### IMPORTANT NOTICE

To obtain information or make a complaint:

You may call the Surety Company's toll-free telephone number for information or to make a complaint at:

1-800-486-6695

Your notice of claim against the attached bond may be given to the Surety Company that issued the bond by sending it to the following address:

U. S. SPECIALTY INSURANCE COMPANY 601 S. Figueroa St., Suite 1600 Los Angeles, CA 90017

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

You may write the Texas Department of Insurance:

P.O. Box 149104 Austin, TX 78714-9104 Fax: (512) 475-1771

Web: http://www.tdi.state.tx.us

E-mail: ConsumerProtection@tdi.state.tx.us

#### PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact the company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

#### ATTACH THIS NOTICE TO YOUR POLICY:

This notice is for information only and does not become a part or condition of the attached document.



800475

100 CORP

Lacor

SIGMA SERVICES INC

399 / B C10

1 Description 10/31/2015

www.cslb.ca.gov

#### SIGMA SERVICES, INC.

#### Written Consent of the Sole Shareholder and Board of Directors Without a Meeting

Pursuant to Sections 603(a) and 307(b) of the California Corporations Code and the Bylaws of this corporation, the following actions are hereby taken by the unanimous written consent of the Sole Shareholder and the Board of Directors without a meeting:

#### **Authorized to Execute Contracts**

RESOLVED: That each of Vivian M. Solodkin, as President of this corporation, and Benjamin Valenzuela. Jr., as Vice President of this corporation (in each case, an "Authorized Person"), acting on behalf of the corporation, acting alone and without need of any further authorization or the joinder of the other Authorized Person, hereby is authorized, empowered and directed to execute contract documents, bid submittals, or any other documents on behalf of the corporation as may be necessary or desirable, and in such form and containing such content as the Authorized Person deems necessary or appropriate to consummate the transactions contemplated thereby, such Authorized Person's signature constituting conclusive evidence that such Authorized Person did deem such documents and instruments to meet such standards.

This written consent may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. A facsimile signature shall have the same force and effect as an original signature. The Secretary of the corporation is directed to file this written consent with the minutes of the proceedings of the sole Shareholder and the Board of Directors.

SHAREHOLDER

Dated: 7/1/2013

Vivian M. Solodkin, Trustee of The Solodkin Family Revocable Trust (Schedule B property)

dated April 23, 2012, Shareholder

Dated: 7/1/2012

Dated: 7/1/2013

Vivian M. Solodkin, Director

Benjamin Valenzuela, Jr. Director

# Next Bid



## 3940 Hancock Street, Suite 220, San Diego, Ca 92110 CA LICENSE NUMBER: 887805 B, C39

County of San Diego, Purchasing and Contracting

RFB 6749 – JOC 205

5560 Overland Avenue, Suite 270 San Diego, Ca 92123-1294

"BID PROPOSAL"

RV SPORTFERCH\*15FEB17FM1258

#2



#### PART II

#### DOCUMENTS TO BE EXECUTED BY BIDDER



#### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of BidderGood-Men Roofing and Construction, Inc.
Business Address 3940 Hancock St., Suite 220, San Diego, Ca 92110
Place of Residence 3940 Hancock St., Suite 220, San Diego, Ca 92110
LOCATION
The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.
Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers, and, and
By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:
I. <u>Adjustment Factors</u> . The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment

- against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1.\_\_\_ 0.8478

Utilize four decimal places (EXAMPLE: 1.2345)

zero point eight four seven eight

Bid for normal working hours written in words (EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

Utilize four decimal places (EXAMPLE: 1,2345)

zero point eight four eight zero

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option. determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Framing, Carpentry, Drywall, Painting, Floor Covering, Roofing, Tile Work, Acoustical Ceiling, Finish Carpentry

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

#### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### **DEBARMENT AND SUSPENSION**

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



The undersigned declares:

#### NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Good-Men Roofing and Construction, Inc.

I am the \_\_\_\_ of \_\_\_\_, the party making the foregoing bid.

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or

to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at[city],[state]."  February 17, 2015 at San Diego, California
DATE February 17, 2015



### County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

#### The following representations and certifications are to be completed, signed and returned with the offer. 1. BUSINESS TYPE

BUSINESS TYPE     For-profit    Non-profit    Government     Attach proof of status for Non-profit.			4.3 Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in	
2. INTERLOCKING DIRECTORATE In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors		4.5	<ul> <li>4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.</li> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as</li> </ul>	
3.	Offer	INESS REPRESENTATION  or represents as a part of this offer that the ownership, adition, and control of the business are:  Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or less or, a manufacturer with 100 or fewer employees?  Yes \[ \] No  Are you a local business with a physical address within the County of San Diego? \[ \] Yes \[ \] No  Are you certified by the State of California as a:		certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).  4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project.
	3.3.	☐ Disabled Veteran Business Enterprise (DVBE)  Certification #: N/A		Offeror shall identify those previous agreement(s) and submit that list along with the proposal.  CERTIFICATE OF CURRENT COST OR PRICING
4.	CER' RELA Offernor a 4.1. A 4.2. H	Small Business Enterprise (SBE) Certification #: 46831 See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements. http://www.dgs.ca.gov/pd/Programs/OSDS.aspx. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 % TIFICATE REGARDING DEBARMENT, SUSPENSION AND ATED MATTERS or hereby certifies to the best of its knowledge that neither it my of its officers: Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against	6.	This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.  CERTIFICATE OF INDEPENDENT PRICING  By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:  6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and  6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior
	t 6 1 1	been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and		to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and  6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.  The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).
		CERTIF		
uno		nation furnished in Paragraphs 1 through 7 is certified to be for alty of perjury under the laws of the State of California. Gaspar Galindo		al and correct as of the date submitted and this certification is made nature:
Titl	100	President		Date February 17, 2015
Co	mpan	y/Organization: Good-Men Roofing and Constr	uct	ion, Inc.
Revi	SU sed 07.09	BMIT THIS FORM AS DIRECTED IN THE REQUEST F	OR :	SOLICITATION DOCUMENTS OR WITH THE OFFER



#### PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

	FOR:	SAN DIEGO COUNTY		
	Accompa	nying this bid isB	BID BOND	
	check," "c	Insert the words "case ertified check," or "bio contract value.	sh (\$dder's bond," as the case may be.) in amount ed	)" "cashier's qual to 10% of the
	The names	s of all persons interes	sted in the foregoing bid as principals are as foll	ows:
	name of c	orporation, also name ship, state true name	bidder or other interested person is a corpores of the president, secretary, treasurer and mane of firm, also names of all individual copartners son is an individual, state first and last names in	nager thereof; if a composing firm;
		n- Good-Men Roofing a	nd Construction, Inc.	
	Gaspar Ga Thomas C	alindo - President Ormsby - Secretary		
	Richard H	armon - Treasurer		
	Brian Ric	k - Senior Project Manag	ger	
		in accordance with an o887805	act providing for the registration of Contractors  Classification (s)B, C-39Exp.	
			f perjury, that the foregoing bid to the Board is tr	rue and correct.
	Good-Men Roofing and Construction, Inc.			
		(	Legal Name of Bidder	·.
	SIGN	Ì		
	HERE	( by	Jospan Halindo	(SEAL)
	HENE	( by _/e_	Signature	(OLAL)
		(	President	
			Title	
NOTE:	the signature of and if bidde other than submitted	ire of the officer or officer or officer or officership, the for the partner or partrier is an individual, his an officer of a corporawith the bid; otherwise	gal name of the corporation shall be set forth ab ficers authorized to sign contracts on behalf of true name of the firm shall be set forth above hers authorized to sign contracts in behalf of the is signature shall be placed above. If signature ation or a member of a partnership, a Power of the bid may be disregarded as irregular and u	the corporation; if together with the ne co-partnership; e is by an agent, Attorney must be
	Business	address 3940 Hance	ock St., Suite 220, San Diego, Ca 92110	
	Telephon	<b>e ()</b> (619) - 221 -0873	Fax () (619)-221-0874	
	E-Mail ad	dress brian.rick@go	oodmencorp.com	
	Dated Fe		. 20 15 . at San Diego	California.



BOND NO. N/A

#### **BIDDER'S BOND**

KNOW ALL MEN BY THESE PRESENTS:				
That we Good-Men Roofing and Construction, Inc.				
as				
PRINCIPAL, and Western Surety Company				
as SURETY, are held and firmly bound unto the <b>COUNTY OF SAN DIEGO</b> a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.				
In no case shall the liability of the surety hereunder exceed the sum of \$420,000.				
THE CONDITION OF THIS OBLIGATION IS SUCH,				
That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on for JOB ORDER CONTRACT 205.  DATE				
NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.				
In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.				
IN WITNESS WHEREOF, We have hereunto set our hands and seals on this day of February, 2015				
Western Surety Company (SEAL) Good-Men Roofing and Construction, Inc. (SEAL)  (SEAL) William Syrkin, Surety Principal				
Attorney-In-Fact				



#### PART 2 - DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF	KNOWLE	:DGEMENT )	OF SURETY		
COUNTY OF		<b>.</b>	<b>SS</b>	· Wiles	
On this day o	f		in the ye	ear 20 <u>1</u>	before me
State personally appeared			olic in and for sain		
me on the basis of satisfactory evidence) within instrument as the attorney-in-fact of the corporation named as Surety in said instrument and corporation thereto as Surety in said corporation the said corporation thereto as Surety in said corporation the said corp	to be the he ment, and hety, and h	person who d acknowled is own name	ose name is subsection of the	scribed to the the ne subscribed act.	)
NOTE: (a) Signature of those executing for	See Attach	ned Notary Ac	knowledgment		
Surety must be properly acknowledged.  of	i kaj	,:	y Public In and fo		
(b) The Attorney-in-fact must attach			,		
a certified copy of Power of Attorney. State	of			California	

#### **CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189** 

	cate verifies only the identity of the individual who signed the the truthfulness, accuracy, or validity of that document.
State of California	)
County of Los Angeles	)
0 10 0 0 0	Control House des
On February 9, 2015 before me,	
Date	Here Insert Name and Title of the Officer
personally appeared William Syrkin	Name(s) of Signer(s)
subscribed to the within instrument and acknow	y evidence to be the person(e) whose name(e) is/ere wledged to me that he/ehe/they executed the same in his/her/their signature(e) on the instrument the person(e) acted, executed the instrument.
CORINNE L. HERNANDEZ Commission # 2083563 Notary Public - California Los Angeles County My Comm. Expires Sep 27, 2018	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.  WITNESS my hand and official seal.  Signature Orince Signature of Notary Public
Though this section is optional, completing this	PTIONAL  is information can deter alteration of the document or his form to an unintended document.
Title or Type of Document:	Document Date:
Number of Pages: Signer(s) Other Th	nan Named Above:
Capacity(ies) Claimed by Signer(s)  Signer's Name:  Corporate Officer — Title(s):  Partner — Limited General Individual Attorney in Fact Guardian or Conservator Other:  Signer Is Representing: Western Surety Company	
ne i m ii. Mantaun Ciuntii Camananii	Ciaman la Danagantina

### Western Surety Company

#### POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

#### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 10th day of October, 2012.

COMPANY S

WESTERN SURETY COMPANY

Paul T. Bruflat, Vice President

State of South Dakota County of Minnehaha

· s

On this 10th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015

J. MOHR

SEAL NOTARY PUBLIC SEAL
SOUTH DAKOTA

Y ohr
J. Mohr. Notary Public

**CERTIFICATE** 



WESTERN SURETY COMPANY

J. Nelson, Assistant Secretary

# Next Bid

M

R. B. F 277. I The Fifth of Fig. 24

#3

THE AUGUSTINE COMPANY 2830 VIA ORANGE WAY, STE. H SPRING VALLEY, CA 91978 619-670-4466 638749 B, A, C-9 EXP. 3/31/16

The County of San Diego, Front Desk Dept. of Purchasing & Contracting 5560 Overland Ave., Ste. 270 San Diego, CA 92123-1294

> "BID ENCLOSED" RFB 6749 JOC 205 2/17/15 2:00p.m.



#### PART II

#### DOCUMENTS TO BE EXECUTED BY BIDDER



11.

#### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

#### RFB NO. 6749

Name of Bidder	The Augustine Company			
Business Address	2830 Via Orange Way, Ste. H, Spring Valley, CA 91978			
Place of Residence_	3310 So. Barcelona St., Spring Valley, CA 91977			
	LOCATION			
The work to be perfor State of California.	rmed under this Contract is located in the vicinity of County of San Diego,			
Information, Contract	erformed in accordance with the Contract Documents including the Bidding forms, General and Supplemental Conditions, Drawings, Specifications rs, and			
perjury deposes and sethose named herein; agreement, participate competitive bidding in the location of the properties of the provisions are agrees if this Bid is act with the Owner, in the machinery, tools, appeall the materials special tracks.	the signature portion hereof, the undersigned, as bidder, under penalty of says: that the only persons or parties interested in this bid as principals are that the bidder has not, either directly or indirectly, entered into any red in any collusion, or otherwise taken any action in restraint of free a connection with said bid; that the undersigned has carefully examined roposed work, the annexed proposed form of Contract, and the Plans, and Specifications therein referred to, and the undersigned proposes, and recepted, that the undersigned will furnish the required Bonds and Contract form and copy of the Contract annexed hereto, to provide all necessary aratus and other means of construction, and to do all the work and furnish ified in the Contract, in the manner and time therein set forth, and that the in full payment therefor the following unit and lump sum prices, to wit:			
against the	t Factors. The Contractor bids two adjustment factors that will be applied prices set forth in the Construction Task Catalog®. These adjustment be used to price out fixed price work orders by multiplying the adjustment			

\$4,200,000 maximum value of the contract, whichever occurs first)

Base Period (12 months from Notice of contract award or expenditure of the

factor by the unit prices and quantities.



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may <u>not</u> be lower than or equal to Item 1)

2. .8495

Utilize four decimal places (EXAMPLE: 1.2345)

point eight four nine five

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

		1 11
Contractors self-performance trade(s) s	shall has	drywall .
Contractors semperiormance trade(s) s	man ne.	

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection
   (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

# CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

#### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### **DEBARMENT AND SUSPENSION**

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



## NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

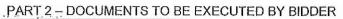
The undersigned declares:
President The Augustine Company
I am the of, the party making the foregoing bid.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on <a href="mailto:17th">17th</a> [date], at[city],[state]."  Spring Valley, CA
SIGNATURE OF BIDDER COURT A Rausehr
Carol A. Rauscher, President  DATE 2/17/15
DATE 2/17/15



# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1.	1. BUSINESS TYPE  ☑ For-profit ☐ Non-profit ☐ Government  Attach proof of status for Non-profit.			charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in
2.	<ol> <li>INTERLOCKING DIRECTORATE         In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an     </li> </ol>			paragraph 4.2 of this certification; and  4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
	interle exists into a Offer	ocking directorate, management or ownership relationship b. By submission of this offer, Offeror certifies it will not enter a subcontract relationship with a related for-profit entity if or is a non-profit entity. If Offeror is a non-profit and will be outracting with a related for-profit entity, Offeror must list the		4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer. 4.6 Offeror will report in writing to the County Department of
3.	entity(les) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors		49.1	Purchasing, and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that
	Offere	or represents as a part of this offer that the ownership, alon, and control of the business are:		occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
	3.1,	Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or tess or; a manufacturer with 100 or fewer employees?		4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and
	3.2.	the County of San Diego? X Yes No		specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project,
	3,3,	Are you certified by the State of California as a: 110  Disabled Veteran Business Enterprise (DVBE)  Certification #:		Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
		Small Business Enterprise (SBE) Certification #:	5.	CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or
	Servi	See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DV8E" requirements.		specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
	3,4,	http://www.dgs.ca.gov/pdi/Programs/OSDS.aspx.  Estimated percentage of work in this offer to be		CERTIFICATE OF INDEPENDENT PRICING
	0,4,	performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %		By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
4.	CERTIFICATE REGARDING DEBARMENT; SUSPENSION AND RELATED MATTERS Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:			6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any county employee(s) or consultant(s) involved in this or related
	4.1, Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing			procurements; and 6.2. Unless otherwise required by law, the prices which have been
				quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
	a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theff, forgery, bibery, faisification or destruction of records, making			6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
	fa	alse statements, or receiving stolen property; and	7.	The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).
		CERTIF		TION
uno	ler pen	alty of perjury under the laws of the State of California.		al and correct as of the date submitted and this certification is made
		Carol A. Rauscher	Sig	Date: 2/17/15
Titl		President Vorganization: The Augustine Company		Udic. 2/11/13
-00		BMIT THIS FORM AS DIRECTED IN THE REQUEST F	ne i	SOLICITATION DOCUMENTS OF WITH THE DEFER
Ð	- 107 00 I	null the country parents at the accept (	J14 1	esmeritation passing in all titll time at 1 pt/





		FOR:	The Augustir	ne Company	
check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.  The names of all persons interested in the foregoing bid as principals are as follows:  IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof, if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.  The Augustine Company Robert L Augustine, CEO  Audrey L Augustine, Secretary/Treasurer  Carol A. Rauscher, President Steven M. Rauscher, Vice President  Licensed in accordance with an act providing for the registration of Contractors, License No. 638749 Classification (s) B. A. C.9 Exp. Date 3/31/16  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.  ( The Augustine Company		Accompanyi	ing this bid is _	Bidder's Bond	
IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.  The Augustine Company Robert L. Augustine, CEO  Audrey L. Augustine, Secretary/Treasurer  Carol A. Rauscher, President Steven M. Rauscher, Vice President  Licensed in accordance with an act providing for the registration of Contractors, License No. 638749 Classification (s) B. A. C-9 Exp. Date 3/31/16  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.  ( The Augustine Company Legal Name of Bidder  SIGN ( Signature Carol A. Rauscher, President Title  NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.  Business address 2830 Via Orange Way, Ste. H, Spring Valley, CA 91978  Telephone () 619-670-4466 Fax () 619-670-4411  E-Mail address carol@augustineco.com		check," "cen	tified check," or	s "cash (\$ 420,000.00 Four Hundred Twenty Thousand )" r"bidder's bond," as the case may be.) in amount equ	"cashier's al to 10% of the
name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.  The Augustine Company Robert L. Augustine, CEO  Audrey L. Augustine, Secretary/Treasurer  Carol A. Rauscher, President Steven M. Rauscher, Vice President  Licensed in accordance with an act providing for the registration of Contractors, License No. 638749 Classification (s) B. A. C.9 Exp. Date 3/31/16  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.  ( The Augustine Company  Legal Name of Bidder  Signature  Carol A. Rauscher, President  Title  NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.  Business address 2830 Via Orange Way, Stc. H, Spring Valley, CA 91978  Telephone () 619-670-4466 Fax () 619-670-4411  E-Mail address carol@augustineco.com		The names o	f all persons in	nterested in the foregoing bid as principals are as follow	vs:
Audrey L. Augustine, Secretary/Treasurer  Carol A. Rauscher, President Steven M. Rauscher, Vice President  Licensed in accordance with an act providing for the registration of Contractors, License No. 638749 Classification (s) B.A.C-9 Exp. Date 3/31/16  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.  ( The Augustine Company		name of corp co-partnersh if bidder or o	poration, also r nip, state true r other interested	names of the president, secretary, treasurer and mana name of firm, also names of all individual copartners of I person is an individual, state first and last names in fu	ger thereof; if a composing firm;
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Carol A. Rauscher, President   Signature		License No.	638749	Classification (s) B, A, C-9 Exp. Da	ate 3/31/16
HERE (by Lard A Rauscher, President Signature  Carol A. Rauscher, President Signature  Title  NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.  Business address  2830 Via Orange Way, Ste. H, Spring Valley, CA 91978  Telephone () 619-670-4466  Fax () 619-670-4411  E-Mail address  Carol@augustineco.com		I hereby certi	fy, under penal	lty of perjury, that the foregoing bid to the Board is true	and correct.
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Telephone () 619-670-4466 Fax () 619-670-4411  E-Mail address carol@augustineco.com	NOTE:	the signature bidder is a co signature of t and if bidder other than an	of the officer of partnership, the partner or partner or partner or partner of a conficer of a confi	or officers authorized to sign contracts on behalf of the the true name of the firm shall be set forth above to partners authorized to sign contracts in behalf of the al, his signature shall be placed above. If signature i rporation or a member of a partnership, a Power of At	e corporation; if gether with the co-partnership; s by an agent, torney must be
E-Mail address carol@augustineco.com		Business ac	dress 2830 V	Via Orange Way, Ste. H, Spring Valley, CA 91978	
E-Mail addresscarol@augustineco.com  DatedFebruary 17, 2015, at _Spring Valley/San Diego California.		Telephone (	) 619-670-446		
Dated February 17 , 20 15 , at Spring Valley/San Diego California.		E-Mail addre	ess carol@au	agustineco.com	¥1
		Dated Febr	ruary 17		California.

LICENSE Number 638749 State Of California
State Of California
ACTIVE LICENSE BOARD

BERTHE AUGUSTINE COMPANY Entry CORP

Expiration Date 03/31/2016 Classification(s) BAC-9

www.cslb.ca.gov



BOND NO. BBSU

# **BIDDER'S BOND**

	KNOW ALL MEN BY THESE PRESENTS:
	That we The Augustine Company
	as
	PRINCIPAL, and The Guarantee Company of North America USA
	as SURETY, are held and firmly bound unto the COUNTY OF SAN DIEGO a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.
	In no case shall the liability of the surety hereunder exceed the sum of \$420,000.
	THE CONDITION OF THIS OBLIGATION IS SUCH,
	That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 02/17/15 for JOB ORDER CONTRACT 205.  DATE
	NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.
	In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.
	IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 13th day of February , 2015.
Guarar	ntee Company of North America USA (SEAL) The Augustine Company (SEAL
rgie W	ager, Attorney in Fact Surety (SEAL)  Carol A. Rauscher, President Principal

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document, State of California San Diego County of \_ 2/17/15 Kim Anderson before me, \_\_\_\_ Here Insert Name and Title of the Officer Carol A. Rauscher personally appeared \_\_ Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that Ne/she/they executed the same in kits/her/their authorized capacity(fes), and that by አዥs/her/ተନର୍ଭ signature(š) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal. KIM ANDERSON COMM. #2054309 Notary Public - California San Diego County Signature Comm. Expires Jan. 12, 2018 Signature of Notary Public Place Notary Seal Above OPTIONAL -Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document. **Description of Attached Document** Title or Type of Document: Document Date: Number of Pages: Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: □ Corporate Officer — Title(s): \_\_\_ ☐ Corporate Officer — Title(s): \_ ☐ Partner — ☐ Limited ☐ General ☐ Partner — ☐ Limited ☐ General □ Individual ☐ Attorney in Fact ☐ Individual ☐ Attorney in Fact ☐ Trustee ☐ Guardian or Conservator ☐ Trustee ☐ Guardian or Conservator ☐ Other: ☐ Other: Signer Is Representing: \_ Signer Is Representing: \_



STATE OF	)
COUNTY OF SEE ATTACHED NOTARY	) ss 
On this day of	f in the year 201 before more a notary public in and for said County and
State personally appeared	known to me (or proved to
within instrument as the attorney-in-fact of the	iment, and acknowledged to me that he subscribed
NOTE: (a) Signature of those executing for	
Surety must be properly acknowledged. of	Notary Public In and for the County
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State	of California

#### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document. STATE OF CALIFORNIA County of San Diego FEB 1 3 2015 before me, Aireanna Mannerud Brown , Notary Public, Insert Name of Notary exactly as it appears on the official seal personally appeared Margie Wager Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) AIREANNA MANNERUD BROWN acted, executed the instrument. Commission # 1961280 Notary Public - California I certify under PENALTY OF PERJURY under the laws of San Diego County the State of California that the foregoing paragraph is true My Comm. Expires Nov 20, 2015 and correct. Witness my hand and official seal. Signature Place Notary Seal Above — OPTIONAL -Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document. **Description of Attached Document** Title or Type of Document: Document Date: Number of Pages: Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: Individual Individual ☐ Corporate Officer — Title(s): ☐ Corporate Officer — Title(s): ☐ Partner ☐ Limited ☐ General ☐ Partner ☐ Limited ☐ General X Attorney in Fact ☐ Attorney in Fact RIGHT THUMBPRINT RIGHT THUMBPRINT Trustee Trustee OF SIGNER OF SIGNER Guardian or Conservator ☐ Guardian or Conservator Top of thumb here Top of thumb here Other: Other: Signer is Representing: Signer is Representing:



### THE GUARANTEE COMPANY OF NORTH AMERICA USA

Southfield, Michigan

# POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

> Margie Wager SBS Bonds & Insurance Services, Inc.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

- To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
- To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
- In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
- In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner -Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

STATE OF MICHIGAN County of Oakland

Stephen C. Ruschak, Vice President

M.C. Lun

Randall Musselman, Secretary

torace pumber

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



Cynthia A. Takai Notary Public, State of Michigan County of Oakland My Commission Expires February 27, 2018 Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

Cynthia a. Takai

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect.

IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 13th day of February

parace Jumale

Randall Musselman, Secretary

# Next Bid

Angeles Contractor, Inc. 8461 Commonwealth Avenue Buena Park, CA 90621 Lic. # 858483

SD CHTY PURCH\*15 FEB 17 PM0133

County of San Diego
Department of Furchasing & Contracting
5560 Overland Av., Suite 270
San Diego, CA 92/23-1294

Project: RFB 6749

Job Order Contract 205

BID DUE: 2/17/15, 2 PM



Name of Bidder

### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Angeles Contractor, INC.

I. <u>Adjustment Factors</u>. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.

undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.6280

Utilize four decimal places (EXAMPLE: 1.2345)

Zero point six two eight zero

Bid for normal working hours written in words
(EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may <u>not</u> be lower than or equal to Item 1)

2. 0.6300

Utilize four decimal places (EXAMPLE: 1.2345)

Zero point Six three zero Zero

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Painting, Drywall.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

# CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

#### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



# NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

The undersigned declares:  I am the President Angeles Contractor, INC.  I am the President Angeles Contractor, INC.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, ioint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.
declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at[city], _CA_[state]."  Bueng Park
SIGNATURE OF BIDDER



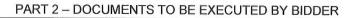


# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer. 1. BUSINESS TYPE

For-profit Non-profit Government

1.		S TYPE  ofit ☐ Non-profit ☐ Government  of of status for Non-profit.		4.3 Are presently indicted for or otherwise criminally or civiliy charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in
2.	INTERLOCKING DIRECTORATE In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors			paragraph 4.2 of this certification; and 4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or loc terminated for cause or default. 4.5 Are presently the target or subject of any investigation accusation or charges by any Federal, State or local tenforcement, licensing or certification body and if they are, to appropriate information is disclosed and included in the offer 4.6 Offeror will report in writing to the County Department Purchasing and Contracting within five business days knowing or have any reason to know any change in status
3.	Offeror re	<b>S REPRESENTATION</b> presents as a part of this offer that the ownership, and control of the business are:		certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
	100 rec or 1	you a small business with:  O or fewer employees and average annual gross elepts of \$14 million or less or; a manufacturer with 100 ewer employees?  Yes No		4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its
	3.3. Are	County of San Diego? Yes No. 100 No. 1		subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit
	Çe Ce Se Se Sel and	riflication #:  Small Business Enterprise (SBE)  riflication #:  a the State of California, Department of General vices website for details on "Certified Small Business" for Certified DVBE" requirements.  b://www.dgs.ca.gov/pd/Programs/OSDS.aspx.	5. 6.	that list along with the proposal.  CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.  CERTIFICATE OF INDEPENDENT PRICING
	per	imated percentage of work in this offer to be formed or fulfilled locally (within the geographic undaries of the County of San Diego):		By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
4.	CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:  4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and  4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making			6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
				<ul> <li>6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and</li> <li>6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.</li> </ul>
		statements, or receiving stolen property; and	7.	
mping.	1.6	CERTIF		MON
und	information or penalty of	n furnished in Paragraphs 1 through 7 is certified to be f of perjury under the laws of the State of California.	actua	and correct as of the date submitted and this certification is made
Nar	ne:	Young KANG	Sign	nature:
Title	2:	President		Date. 2/11/15
Cor				tor, INC.
Revise	SUBMIT d (77.09-14	THIS FORM AS DIRECTED IN THE REQUEST F	OR S	SOLICITATION DOCUMENTS OR WITH THE OFFER





FOR: Job Order Contract 205
Accompanying this bid isBidder's Bond
(NOTICE: Insert the words "cash (\$
The names of all persons interested in the foregoing bid as principals are as follows:
IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.
Angeles Contractor, MC.  Young KANG - President, Secretary, Treasurer, Manager
Licensed in accordance with an act providing for the registration of Contractors,  License No. 858483 Classification (s) A,B,Cq,Cw,CV,CS,CSY Exp. Date 5/31/15  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.
Angeles Contractor, IN C.  Legal Name of Bidder  SIGN
HERE ( by
NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.
Business address 8461 Commonwealth Av., Buena Park, A 90621
Telephone () 714-443-3655 Fax () 714-443-3293
E-Mail address YWKANG@ Angeles contractor, com  Dated, 20 15, at Buena Park California.
Dated 2/17, 20 15, at Buena Park California.



BOND NO. N/A

# **BIDDER'S BOND**

KNOW ALL MEN BY THESE PRESENTS:
That we Angeles Contractor, Inc.
as
PRINCIPAL, and Berkley Insurance Company
as SURETY, are held and firmly bound unto the COUNTY OF SAN DIEGO a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.
In no case shall the liability of the surety hereunder exceed the sum of \$420,000.
THE CONDITION OF THIS OBLIGATION IS SUCH,
That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on <a href="https://doi.org/10.2015/journal.org/10.2015/">https://doi.org/10.2015/journal.org/10.2015/</a> for JOB ORDER CONTRACT 205.  DATE
NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.
In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.
IN WITNESS WHEREOF, We have hereunto set our hands and seals on this



# PART 2 - DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF		IT OF SURETY	
COUNTY OF	)	ss	
On this day	of	in the year 20 <u>1</u> beforblic in and for said County and	fore me
State personally appeared			
me on the basis of satisfactory evidence within instrument as the attorney-in-fact of corporation named as Surety in said institute name of said corporation thereto as S	of thestrument, and acknow	the ledged to me that he subscribed	
NOTE: (a) Signature of those executing for			
Surety must be properly acknowledged. of	Not	ary Public In and for the County	
(b) The Attorney-in-fact must attact a certified copy of Power of Attorney.		Onlife and	
State	of	California	

A notary public or other officer completing document to which this certificate is attach	g this certificate verifies only the identity of the individual who signed the led, and not the truthfulness, accuracy, or validity of that document.			
State of California	)			
County of Orange	)			
On 02/12/2015 before	me, R. Paramo, Notary Public			
Date	Here Insert Name and Title of the Officer			
personally appeared Rebecca Haas-Bat	es			
	Name(s) of Signer(s).			
subscribed to the within instrument a his/her/their authorized capacity(ies), ar	satisfactory evidence to be the person(s) whose name(s) is/are nd acknowledged to me that he/she/they executed the same in that by his/her/their signature(s) on the instrument the person(s) person(s) acted, executed the instrument.			
R. PARAMO Commission # 2035890 Notary Public - California Orange County My Comm. Expires Aug 5, 2017	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.  WITNESS my hand and official seal.  Signature  Signature of Notary Public			
Place Notary Seal Above  Though this section is optional, compared to the section of the section	OPTIONAL  pleting this information can deter alteration of the document or ment of this form to an unintended document.			
Description of Attached Document				
Title or Type of Document:				
Number of Pages: Two (2) Signer(s)	Other Than Named Above:			
Capacity(ies) Claimed by Signer(s)  Signer's Name: Rebecca Haas-Bates  □ Corporate Officer — Title(s): □ Partner — □ Limited □ General □ Individual □ Attorney in Fact □ Trustee □ Guardian or Cons □ Other: □ Signer Is Representing: □ Berkley Insurance Company	☐ Partner — ☐ Limited ☐ General ☐ Individual ☐ Attorney in Fact ervator ☐ Trustee ☐ Guardian or Conservator ☐ Other:			

©2014 National Notary Association • www.NationalNotary.org • 1-800-US NOTARY (1-800-876-6827) Item #5907

KATHLEEN COREY

NOTARY PUBLIC CONNECTICUT COMMISSION EXPIRES OCTOBER 31, 201

# POWER OF ATTORNEY BERKLEY INSURANCE COMPANY WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: William Syrkin, Richard Adair or Rebecca Haas-Bates of Millennium Corporate Solutions, Inc. d/b/a Millennium Risk Management & Insurance of Glendale, CA its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety Group, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

**RESOLVED**, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

**RESOLVED**, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its

2013.

Attest:

Berkley Insurance Company

By Lfry M. Hafter

Jeffly M. Hafter

Senior Vice President

WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.

STATE OF CONNECTICUT)

Sss:

COUNTY OF FAIRFIELD

Sworn to before me, a Notary Public in the State of Connecticut, this Lo. day of May , 2013, by Ira S. Lederman and

CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Jeffrey M. Hafter who are sworn to me to be the Senior Vice President and Secretary, and the Senior Vice President, respectively, of

Given under my hand and seal of the Company, this 12th day of 2

corporate seal hereunto affixed this it day of

Berkley Insurance Company.

Andrew M. Tump

Notary Public, State of Co

(Seal)

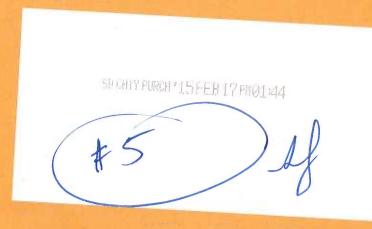
# Next Bid

Bidder: Ramona Paving & Construction Corp.

1303 Olive Street, Ramona, CA 92065

PH: 760-788-2847 Lic # 795526 (A, B, C-12, Haz)

To: County of San Diego
Proposal for : JOC 205 – General Contractor
RFB 6749
Bid date: 02/17/15, 2:00 pm





# PART II

# DOCUMENTS TO BE EXECUTED BY BIDDER



## STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Ramona Paving & Construction Corp.	
Business Address 1303 Olive Street, Ramona, CA 92065	
Place of Residence Ramona, California; San Diego County	
LOCATION	
The work to be performed under this Contract is located in the vicinity of County of State of California.	an Diego,
Said Work is to be performed in accordance with the Contract Documents including th Information, Contract forms, General and Supplemental Conditions, Drawings, Speciand Addenda Numbers,, and None	_
By signing this Bid on the signature portion hereof, the undersigned, as bidder, under perjury deposes and says: that the only persons or parties interested in this bid as prin those named herein; that the bidder has not, either directly or indirectly, entered agreement, participated in any collusion, or otherwise taken any action in restrain competitive bidding in connection with said bid; that the undersigned has carefully the location of the proposed work, the annexed proposed form of Contract, and the Special Provisions and Specifications therein referred to, and the undersigned proposed	cipals are into any nt of free examined he Plans,

agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. <u>Adjustment Factors</u>. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. .7299

Utilize four decimal places (EXAMPLE: 1.2345)

point seven two nine nine

Bid for normal working hours written in words
(EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. .7300
Utilize four decimal places (EXAMPLE: 1.2345)

point seven three zero zero

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall	<b>be:</b> Concrete .
Outliaciols sell-periorillarice trade(s) silan	DC. Concicte

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

# CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



#### NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

The undersigned declares:
The undersigned declares:  I am the President of $Ramo^{na}$ , the party making the foregoing bid.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any

overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will

not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on [date], at [city], [state]."

SIGNATURE OF BIDDER

DATE February 16, 2015

Feb. 16, 2015

Ramona, CA.



# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The	e folic	owing representations and certifications are to be co	nple	eted, signed and returned with the offer.
1.	X Fo	NESS TYPE or-profit ☐ Non-profit ☐ Government In proof of status for Non-profit.		4.3 Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in
2.	In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors			<ul> <li>4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.</li> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as</li> </ul>
3.	Offeror represents as a part of this offer that the ownership, operation, and control of the business are:			certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
	3.1. 3.2. 3.3.	Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees?		4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
		Certification #:  ☑ Small Business Enterprise (SBE)  Certification #: 45647	5.	CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or
		See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements. http://www.dgs.ca.gov/pd/Programs/OSDS.aspx.	6.	specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.  CERTIFICATE OF INDEPENDENT PRICING
	3.4.	Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): $100 \qquad \%$	0.	By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
4.	A.1. A. d.	ATED MATTERS or hereby certifies to the best of its knowledge that neither it my of its officers:  Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered ransactions by any Federal department or agency; and have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, orgery, bribery, falsification or destruction of records, making alse statements, or receiving stolen property; and	7.	<ul> <li>6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and</li> <li>6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and</li> <li>6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.</li> </ul>
		CERTIF		
und Na	er pen me:	alty of perjury under the laws of the State of California. Thomas Theaker		all and correct as of the date submitted and this certification is made $02/16/15$
Titl	-	President		Date.
Col		y/Organization: Ramona Paving & Constr		The state of the s
	SU	BMIT THIS FORM AS DIRECTED IN THE REQUEST F	OR	SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07-00: 14



FOR: Ramona Paving & Construction Corp. / JOC 205					
Accompanying this bid is bidder's bond					
(NOTICE: Insert the words "cash (\$ $\underline{N.A.}$ )" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.					
The names of all persons interested in the foregoing bid as principals are as follows:					
IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.  Ramona Paving & Construction Corp.					
President: Thomas Theaker Sec. / Treas: Annette Theaker					
General Manager: Jess Libsack					
License No Classification (s) A, B, C-12, HAZ_ Exp. Date 05/31/2015  I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.  (					
President Title					
NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.  Business address 1303 Olive Street, Ramona, CA 92065  Telephone () 760-788-2847  Fax () 760-789-9935					
E-Mail address info@ramonapaving.com					
Dated 02/16 . 20 15 . at Ramona California.					



BOND NO. N/A

## **BIDDER'S BOND**

PRINCIPAL, and U.S. Specialty Insurance C	Company				
as SURETY, are held and firmly be subdivision of the State of California \$420,000 of the Principal above named described below, for the payment of w truly to be made, we bind ourselves, ou and severally, firmly by these presents.	, hereina d, submitt hich sum	fter called ed by said in lawful m	the Cour Principal to oney of the	nty, in the point of the Count	penal sum y for the wo ates, well a
In no case shall the liability of the surety	hereund	er exceed t	he sum of	\$420,000.	
THE CONDITION	OF THIS	OBLIGAT	ION IS SU	СН,	
That whereas the Principal has submitted or certain construction specifically described by 17, 2015 for JOB ORDER CONTRAINATE	cribed as f	ove-mention follows, for	ned bid to which bids	the County of are to be op	of San Diego bened on
NOW THEREFORE, if the aforein specified therein after the openi 60) days after said opening, and shall specified, within ten (10) days after the enter into a written contract with the Coas accepted, and file the two bonds with the other to guarantee payment for lab shall be null and void; otherwise, it shall	ng of the within the e prescrit ounty, in t h the Cou or and ma	same, or, if e period sp bed forms the prescrib unty, one to aterials, as	f no period ecified the are presented form, in guaranted required b	I be specified be specified to him accordance faithful per by law, then	ed, within six f no period for signature e with the to formance a
In the event suit is brought upor surety shall pay all costs incurred by the fee to be fixed by the court.					
IN WITNESS WHEREOF, W			et our ha	ands and s	seals on th
U.S. Specialty Insurance Company (S	SEAL) Ra	mona Paving	& Constructi	ion, Corp.	(SEA
Box Sen 15	SEAL)	12	4	2	(SEA
rt Stewart, Attorney-in-Fact Surety			H	rincipal	



# \*\*\*SEE ATTACHED CERTIFICATES\*\*\*

# PART 2 - DOCUMENTS TO BE EXECUTED BY BIDDER

		EDGEMENT OF SURETY	
STATE OF		)	
COUNTY OF		) ss	
)			
On this	day of	in the year 201 befo	re me
		a notary public in and for said County and	
State personally appeared		known to me (or proved to e person whose name is subscribed to the	
corporation named as Sure	ety in said instrument, ar on thereto as Surety, and l	nd acknowledged to me that he subscribed his own name as attorney-in-fact.	
Surety must be properly ac of	knowledged.	Notary Public In and for the County	
(b) The Attorney-in- a certified copy of Power of		California	
State	OI	Camorna	

### POWER OF ATTORNEY

### AMERICAN CONTRACTORS INDEMNITY COMPANY UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

### Bart Stewart or Molly Cashman of Encinitas, California

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond \*\*\*\*\*\*Ten Million\*\*\*\*\* Dollars (\$ \*10,000,000.00\* ). penalty does not exceed

This Power of Attorney shall expire without further action on December 08, 2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2012.

AMERICAN CONTRACTORS INDEMNITY COMPANY UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals







State of California

SS: County of Los Angeles

On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Las Angeles County Comm. Expires Dec 8, 2016

I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this

Corporate Seals

Bond No. Agency No.







Jeannie Lee. **Wssistant Secretary** 

# ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

<u> </u>	
State of California	. }
County of San Diego	_ }
On 2 10 2015 before me,	Brittany Aceves, Notary Public (Here insert name and title of the officer)
personally appeared Bart Stewart	factory evidence to be the person(s) whose
name(s)(s)are subscribed to the within	n instrument and acknowledged to me that her/their authorized capacity(ies), and that by nent the person(s), or the entity upon behalf of
which the person(s) acted, executed the	ne instrument.
I certify under PENALTY OF PERJUR the foregoing paragraph is true and co	Y under the laws of the State of California that prrect.
WITNESS my hand and official seal.	BRITTANY ACEVES Commission No. 2044569 NOTARY PUBLIC - CALIFORNIA BE SAN DIEGO COUNTY Commission Expires October 7, 2017
Notary Public Signature (I	Notary Public Seal)
ADDITIONAL OPTIONAL INFORMAT	INSTRUCTIONS FOR COMPLETING THIS FORM This form complies with current California statutes regarding notary wording and,
DESCRIPTION OF THE ATTACHED DOCUMENT	if needed, should be completed and attached to the document. Acknowledgents from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.
(Title or description of attached document)	<ul> <li>State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.</li> <li>Date of notarization must be the date that the signer(s) personally appeared which</li> </ul>
(Title or description of attached document continued)	must also be the same date the acknowledgment is completed.  The notary public must print his or her name as it appears within his or her
Number of Pages Document Date	commission followed by a comma and then your title (notary public).  • Print the name(s) of document signer(s) who personally appear at the time of notarization.
CAPACITY CLAIMED BY THE SIGNER  Individual (s)	Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. be/sbe/they, is /are ) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
Corporate Officer (Title)	<ul> <li>The notary seal impression must be clear and photographically reproducible impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.</li> </ul>
☐ Partner(s)	<ul> <li>Signature of the notary public must match the signature on file with the office of the county clerk.</li> </ul>
☐ Attorney-in-Fact ☐ Trustee(s) ☐ Other	<ul> <li>Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.</li> <li>Indicate title or type of attached document, number of pages and date.</li> <li>Indicate the capacity claimed by the signer. If the claimed capacity is a</li> </ul>
	corporate officer indicate the title is a CEO CEO Secretary)

Securely attach this document to the signed document with a staple.

2015 Version www.NotaryClasses.com 800-873-9865

# Next Bid

From: CTM CONTRACTING, INC.
P.O. BOX 3238
RANCHO SANTA FE, CA 92067-3238

Ph: (858) 756-2024

Lic#: 787043

Lic: B, A, C-15, C-33

SBE#: 43375

DIR#: 100000 6221



County of San Diego Purchasing & Contracting 5560 Overland Ave. Ste. San Diego, CA 92123-1



### PART II

# DOCUMENTS TO BE EXECUTED BY BIDDER



## STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder CTM CONTRACTING INC
Business Address P.O. BOX 3238, RANCHO SANTA FE, CA 92067
Place of Residence 15315 EL CAMINO REAL, RANCHO SANTA FE, CA 92067 (NO MAIL AT THIS ADDRESS)
LOCATION
The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.
Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers, and
By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:
<ol> <li>Adjustment Factors. The Contractor bids two adjustment factors that will be applied</li> </ol>

- against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

# POINT EIGHT FOUR ZERO ZERO

Bid for normal working hours written in words (EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

# POINT EIGHT SIX ZERO ZERO

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Rough Carpentry

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

# CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

KI HOON CHOI

Commission No. 1962199 NOTARY PUBLIC - CALIFORNIA SAN DIEGO COUNTY Commission Expires DEC 1, 2015



The undersigned declares:

### NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

I am the <u>President</u> of <u>CTM Contracting, Inc</u> , the party making the foregoing bid.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at
SIGNATURE OF BIDDER  DATE 3-16-15

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certific document to which this certificate is attached, and not	cate verifies only the identity of the individual who signed the the truthfulness, accuracy, or validity of that document.
State of California	)
County of San Diego	· <b>)</b>
•	Hour Chair Notary Public, Here Insert Name and Title of the Officer
personally appeared Brenton Wayn	ne McGarty
	Name(s) of Signer(s)
subscribed to the within instrument and acknow	y evidence to be the person(s) whose name(s) is/are- wledged to me that he/she/they-executed the same in his/her/their signature(s) on the instrument the person(s), acted, executed the instrument.
KI HOON CHOI  Commission No. 1962199	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
NOTARY PUBLIC - CALIFORNIA	WITNESS my hand and official seal.
SAN DIEGO COUNTY  Commission Expires DEC 1, 2015	
······································	Signature
	Signature of Notary Public
Though this section is optional, completing this fraudulent reattachment of the Noncollusian Description of Attached Document by Bridger Title or Type of Document:	
Number of Pages: Signer(s) Other Th	an Named Above:
Capacity(ies) Claimed by Signer(s)  Signer's Name:  Corporate Officer — Title(s):  Partner — Limited General Individual Attorney in Fact Guardian or Conservator	Signer's Name:  □ Corporate Officer — Title(s): □ Partner — □ Limited □ General □ Individual □ Attorney in Fact □ Trustee □ Guardian or Conservator
Other:	Other:
Signer Is Representing:	Signer Is Representing:



# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

In	e tolk	owing representations and certifications are to be co	mple	ated, signed and returned with the offer.
1.	X Fo	INESS TYPE  Dr-profit  Non-profit  Government  b proof of status for Non-profit		4.3 Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with
		h proof of status for Non-profit.		the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
2.	In acc	RLOCKING DIRECTORATE cordance with Board of Supervisors Policy A-79, if Offeror is n-profit as indicated in paragraph 1 above, Offeror is required entify any related for-profit subcontractors in which an		4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
	interior exists into a Offero subco entity	ocking directorate, management or ownership relationship is. By submission of this offer, Offeror certifies it will not enter a subcontract relationship with a related for-profit entity if or is a non-profit entity. If Offeror is a non-profit and will be ontracting with a related for-profit entity, Offeror must list the (lies) on an attached separate sheet listing them all and the act must be approved by the Board of Supervisors		<ul> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal. State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as</li> </ul>
3.	Offer	INESS REPRESENTATION or represents as a part of this offer that the ownership, ation, and control of the business are:		certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
	3.1.	Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees?  XYES ☐ No		4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and components of the statement of work or plans and the contraction.
	3.2.	Are you a local business with a physical address within the County of San Diego?   ☑ Yes ☐ No		specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project,
	3.3.	Are you certified by the State of California as a:  Disabled Veteran Business Enterprise (DVBE) Certification #:		Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
		Small Business Enterprise (SBE) Certification #: 43375	5.	CERTIFICATE OF CURRENT COST OR PRICING  This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or
	See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.		specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.	
	3.4.	http://www.dgs.ca.gov/pd/Programs/OSDS.aspx.  Estimated percentage of work in this offer to be	6.	CERTIFICATE OF INDEPENDENT PRICING
	3.4.	performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %		By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
4.	Offeronor as	FIFICATE REGARDING DEBARMENT, SUSPENSION AND ATED MATTERS or hereby certifies to the best of its knowledge that neither it ny of its officers:  Are presently debarred, suspended, proposed for debarment, lectared ineligible, or voluntarity excluded from covered		6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
	4.2. H b ti	rectared ineligible, or voluntarily excluded from covered ransactions by any Federal department or agency; and have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against hem for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing public (Federal, State, or local) transaction or contract		6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
	u a	inder a public transaction; violation of Federal or State intitrust statutes or commission of embezzlement, theft, orgery, bribery, falsification or destruction of records, making		6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
	fa	alse statements, or receiving stolen property; and	7.	The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).
		CERTIF		
und		nation furnished in Paragraphs 1 through 7 is certified to be f alty of perjury under the laws of the State of California.  Brent McCarty		al and correct as of the date submitted and this certification is made mature:
Title		President	Olgi	Date: 2-1/-15
	_	//Organization: CTM CONTRACTING INC		Date. 4-16-10

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07:09:14



FOR: JOC 205, RFB 6749	General Contract
Accompanying this bid is Bidde	r's Bond
(NOTICE: Insert the words "cash (	
The names of all persons interested	in the foregoing bid as principals are as follows:
name of corporation, also names of co-partnership, state true name of	er or other interested person is a corporation, state legal the president, secretary, treasurer and manager thereof; if a firm, also names of all individual copartners composing firm; is an individual, state first and last names in full.
Brent McCarty, President	
	Treasurer (V.P. & C.F.O.), Manager
License No. <u>787043</u>	providing for the registration of Contractors,  Classification (s) B, A, C-15, C-33 Exp. Date 11/30/2016  jury, that the foregoing bid to the Board is true and correct.
SIGN (	Legal Name of Bidder
HERE ( by	Signature (SEAL)
(	President Title
the signature of the officer or officer bidder is a co-partnership, the true signature of the partner or partners and if bidder is an individual, his signature than an officer of a corporation	ame of the corporation shall be set forth above together with s authorized to sign contracts on behalf of the corporation; if name of the firm shall be set forth above together with the authorized to sign contracts in behalf of the co-partnership; gnature shall be placed above. If signature is by an agent, or a member of a partnership, a Power of Attorney must be bid may be disregarded as irregular and unauthorized.
Business address P.O. Box 3	3238, Rancho Santa Fe, CA 92067
Telephone () (858) 756-2024	
	ACTINGINC@GMAIL.COM
Dated February 16	, 20 15 , at Rancho Santa Fe California.

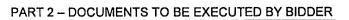


BOND NO. n/a

### **BIDDER'S BOND**

KNOW	ALL	MEN	BA	THESE	PRESE	112	:

That we CTM Contracting, Inc.
as
PRINCIPAL, andThe Hanover Insurance Company
as SURETY, are held and firmly bound unto the <b>COUNTY OF SAN DIEGO</b> a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.
In no case shall the liability of the surety hereunder exceed the sum of \$420,000.
THE CONDITION OF THIS OBLIGATION IS SUCH,
That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on $\frac{2/17/2015}{\text{DATE}}$ for JOB ORDER CONTRACT 205.
NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.
In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.
IN WITNESS WHEREOF, We have hereunto set our hands and seals on this
The Hanover Insurance Company (SEAL) CTM Contracting, Inc. (SEAL)  Cyndi Bellman Surety Principal





STATE OF	NNOVVLEDGENIENT OF SURETY
COUNTY OF	) SS
On this day of	f in the year 201 before me a notary public in and for said County and
state personally appeared	known to me (or proved to to be the person whose name is subscribed to the he the ument, and acknowledged to me that he subscribed
NOTE: (a) Signature of those executing for Surety must be properly acknowledged. of	Notary Public In and for the County
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State	** SEE ATTACHED ACKNOWLEDGMENT **  Of California

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA	1
County of San Diego	
On February 12, 2015 before me, Insert N	Pam Davis , Notary Public, Name of Notary exactly as it appears on the official seal
personally appeared Cyndi Beilman	Name(s) of Signer(s)
PAM DAVIS  Commission # 1991984  Notary Public - California  San Diego County  My Comm. Expires Oct 20, 2016	who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.  I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true
Place Natory Seel Above	and correct.  Witness my hand and official seal.  Signature   Signature of Notary Public Pam Davis
Place Notary Seal Above	
	TIONAL  it may prove valuable to persons relying on the document direct reattachment of the form to another document.
Title or Type of Document:	
Document Date:	
Signer(s) Other Than Named Above:	
Capacity(ies) Claimed by Signer(s)	
Signer's Name:  Individual Corporate Officer — Title(s): Partner Limited General Attorney in Fact Trustee Guardian or Conservator Of SIGNER Top of thumb nere	☐ Partner ☐ Limited ☐ General ☐ Attorney in Fact ☐ RIGHT THUMBPRINT ☐ Trustee ☐ Guardian or Conservator ☐ Other: ☐ Othe
Signer is Representing:	Signer is Representing:

# THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

### POWERS OF ATTORNEY CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

### Anne Wright, Cyndi Beilman and/or Dana Michaelis

of **La Mesa**, **CA** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Ten Million and No/100 (\$10,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company, Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **15th** day of **January 2013**.



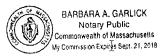
THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS, INSURANCE COMPANY OF AMERICA

Robert Thomas, Vice President

THE COMMONWEALTH OF MASSACHUSETTS ) COUNTY OF WORCESTER ) ss

Joe Brenstrom, Vice President

On this **15th** day of **January 2013** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Barbara A. Garlick, Notary Public My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 12th day of February 2015.

THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY OF AMERICA

J. Michael Pete, Vice President

# Next Bid

PUB Construction, Inc. 23441 Golden Springs Dr. #104 Diamond Bar, CA 91765 County of San Diego: RFB 6749- JOC 205 CSLB #788668 Bid Due: February 17, 2015 @2PM

> County of San Diego, Purchasing and Contraction RFB 6749- JOC 205 5560 Overland Avenue, Suite 270 San Diego, CA 92123-1294



# PART II

### DOCUMENTS TO BE EXECUTED BY BIDDER



### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder PUB Construction, Inc.
Business Address 23441 Golden Springs Dr. # 104, Djamond Bar, CA 91765
Place of Residence 23556 canyon Vista Court, Diamond Bar, CA 91765
LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. <u>Adjustment Factors</u>. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. O.5700

Utilize four decimal places (EXAMPLE: 1.2345)

Zero Dornt Five Seven Tero Tero

Bid for normal working hours written in words
(EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. O.57e/
Utilize four decimal places (EXAMPLE: 1.2345)

Pero point fluc seven Zero one.

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Flooring and painting

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. The County may deem non-responsive any bids that contain mathematical errors.

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



### PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

# CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



The undersigned declares:

# NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

l am the of, the party making the foregoing bid.  president pub construction Inc.
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at[city],[state]."  O2(17(15) Diamond Bar, CA  SIGNATURE OF BIDDER  DATE



# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1.	BUSINESS TYPE For-profit Non-profit Government Attach proof of status for Non-profit.			4.3 Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in
3.	INTERLOCKING DIRECTORATE In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists, By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors  BUSINESS REPRESENTATION Offeror represents as a part of this offer that the ownership, operation, and control of the business are:  3.1. Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or less or a manufacturer with 100 or fewer employees?  3.2. Are you a local business with a physical address within the County of San Diego?  Yes \sum No  3.3. Are you certified by the State of California as a:			<ul> <li>4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.</li> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal. State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).</li> <li>4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.</li> </ul>
	3.4.	Disabled Veteran Business Enterprise (DVBE) Certification #:  Small Business Enterprise (SBE) Certification #:  17400 See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements. http://www.dgs.ca.gov/pd/Programs/OSDS.aspx. Estimated percentage of work in this offer to be		CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.  CERTIFICATE OF INDEPENDENT PRICING  By submission of this offer, each Offeror certifies, and in the case
4.	RELA Offennor a 4.1. A 4.2. H	performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 6%  TIFICATE REGARDING DEBARMENT, SUSPENSION AND ATTERS or hereby certifies to the best of its knowledge that neither it iny of its officers:  Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and Have within a three (3) year period preceding this agreement open convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State intitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and	7.	of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:  6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement. for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and  6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and  6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.  The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).
The	e infori der per			al and correct as of the date shomitted and this certification is made
	ame:	Chris Yi President	Sig	nature: 2-19-15
	-	ny/Organization: Pub Construction,	inc	2.
Revi	<b>SU</b>	BMIT THIS FORM AS DIRECTED IN THE REQUEST F	OR	SOLICITATION DOCUMENTS OR WITH THE OFFER



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CALIFORNIA PROFILE

BidSync Supplier Name

Pub Construction Inc.

Supplier Number

17400

Legal Business Name

PUB CONSTRUCTION INC

DBA Business Name

PUB CONSTRUCTION INC

Address

23441 GOLDEN SPRINGS DR #104 DIAMOND BAR, CA 91765 Phone FAX (909) 455-0187 (909) 455-0188

Email

pubconstruction@yahoo.com

Web Page

http://www.pubconstruction.com

Number of Employees

36

**Business Types** 

Construction

Service

Service Areas

Los Angeles, Orange, Riverside, San Bernardino, San Diego, Ventura,

Keywords

General Contractor, Painting Contractor Flooring and Floor Covering Contractor, Tile and Terrazo

contractor, residential, commercial, industrial, new construction

Construction License Types A - General Engineering

B - General Engineering
B - General Building Contractor
C-15 - Flooring and Floor Covering

C-33 - Painting and Decorating C-54 - Tile (Ceramic and Mosaic)

Classifications

221019 - Building construction machinery and accessories

301617 - Flooring 312015 - Tape

521015 - Rugs and mats 731811 - Coating services

View Options

View Application

Edit Options

Amend Application | Register as Disabled Veteran Business Enterprise (DVBE)

### **Active Certifications**

Register as Disabled Veteran Business Enterprise (DVBE)

TYPE	STATUS	STATUS DATE	FROM	то	ACTIONS
SB	Approved	Feb 21, 2014	Apr 25, 2013	Apr 30, 2016	

**Certification History** 

TYPE	STATUS	STATUS DATE	FROM	то
SB	Expired	Apr 25, 2013	Jun 4, 2012	Jun 30, 2013
SB	Expired	May 1, 2012	Apr 1, 2011	Apr 30, 2012
SB	Expired	Aug 1, 2010	Feb 17, 2009	Jul 31, 2010

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Customer Support - vendorsupport@bidsync.com or 800-990-9339

Copyright © 1999-2014 - BidSync - All rights reserved.



FOR: Count	y of San Diego, California
Accompanying this	bid is Four Hundred Twenty Thousand and No Cents
(NOTICE: Insert th	ne words "cash (\$ 420,000 bidder's bond )" "cashier's neck," or "bidder's bond," as the case may be.) in amount equal to 10% of the
The names of all pe	rsons interested in the foregoing bid as principals are as follows:
co-partnership, stat if bidder or other in	ICE If bidder or other interested person is a corporation, state legal n, also names of the president, secretary, treasurer and manager thereof; if a te true name of firm, also names of all individual copartners composing firm; terested person is an individual, state first and last names in full.  (President, Vice President, Secretary, Treasurer)
License No. 78	ance with an act providing for the registration of Contractors,  8668 Classification (s) A,B,C15,C33,C54 Exp. Date 12-31-16  ler penalty of perjury, that the foregoing bid to the Board is true and correct.
(	Legal Name of Bidder
SIGN (	6
HERE (	by Chris Yi (SEAL)
(	President Signature
	Title
the signature of the bidder is a co-partr signature of the par	ration, the legal name of the corporation shall be set forth above together with officer or officers authorized to sign contracts on behalf of the corporation; if nership, the true name of the firm shall be set forth above together with the rtner or partners authorized to sign contracts in behalf of the co-partnership; individual, his signature shall be placed above. If signature is by an agent,
other than an office	or of a corporation or a member of a partnership, a Power of Attorney must be oid; otherwise, the bid may be disregarded as irregular and unauthorized.
other than an office submitted with the business address	or of a corporation or a member of a partnership, a Power of Attorney must be bid; otherwise, the bid may be disregarded as irregular and unauthorized.  3 23441 Golden Springs Dr. #104, Diamond Bar, Commond Bar, C
other than an office submitted with the basiness address Telephone ()	or of a corporation or a member of a partnership, a Power of Attorney must be bid; otherwise, the bid may be disregarded as irregular and unauthorized.  Social Springs Dr. #104, Diamond Par Common



William Syrkin.

Attorney In Fact

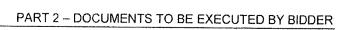
Surety

BOND NO. N/A

Principal

### **BIDDER'S BOND**

# KNOW ALL MEN BY THESE PRESENTS: That we Pub Construction, Inc. PRINCIPAL, and Western Surety Company as SURETY, are held and firmly bound unto the COUNTY OF SAN DIEGO a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents. In no case shall the liability of the surety hereunder exceed the sum of \$420,000. THE CONDITION OF THIS OBLIGATION IS SUCH. That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2-17-15 for JOB ORDER CONTRACT 205. DATE NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue. In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court. IN WITNESS WHEREOF, We have hereunto set our hands and seals on this day of February , 2015. \_\_\_ (SEAL) Pub Construction, Inc. Western Surety Company (SEAL (SEAL) (SEAL)





STATE OF	CKNOWLEDGEMEN )	IT OF SURETY	
COUNTY OF	)	ss	
) On this day o		in the year 201	hefore me
State personally appeared	a notary ni	Liblic in and for said County an	d
me on the basis of satisfactory evidence) within instrument as the attorney-in-fact of t corporation named as Surety in said instruthe name of said corporation thereto as Sur	to be the person whe ment, and acknowle	chose name is subscribed to the the edged to me that he subscribe	e
NOTE: (a) Signature of those executing for	See Attached Notary A	Acknowledgment	
Surety must be properly acknowledged. of	Nota	ary Public In and for the Count	У
(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. State	of	Coliforni	_
- Control of the Cont	OI .	California	コ

### **CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189** 

	rtificate verifies only the identity of the individual who signed the not the truthfulness, accuracy, or validity of that document.		
State of California	)		
County of Los Angeles	)		
On February 10, 2015 before me,	Corinne L. Hernandez		
Date	Here Insert Name and Title of the Officer		
	Total model frame and this of the officer		
personally appeared William Syrkin	Name(s) of Signer(s)		
subscribed to the within instrument and ackn	tory evidence to be the person(e) whose name(s) is/are nowledged to me that he/she/they executed the same in by his/her/their signature(s) on the instrument the person(s), acted, executed the instrument.  I certify under PENALTY OF PERJURY under the laws		
ACRIMICA UERNANDEZ	of the State of California that the foregoing paragraph is true and correct.		
CORINNE L. HERNANDEZ Commission # 2083563			
Notary Public - California	WITNESS my hand and official seal.		
Los Angeles County My Comm. Expires Sep 27, 2018			
My Contin. Expires sop 2.7, 2.	Signature Junardy		
	Signature of Notary Public U		
Place Notary Seel Above			
Place Notary Seal Above	OPTIONAL -		
	this information can deter alteration of the document or this form to an unintended document.		
<b>Description of Attached Document</b>			
Title or Type of Document:			
Number of Pages: Signer(s) Other	Than Named Above:		
Capacity(ies) Claimed by Signer(s)			
Signer's Name:  ☐ Corporate Officer — Title(s):	Signer's Name:		
☐ Corporate Officer — Title(s):	☐ Corporate Officer — Title(s):		
□ Partner — □ Limited □ General	<ul><li>☐ Partner — ☐ Limited ☐ General</li><li>☐ Individual ☐ Attorney in Fact</li></ul>		
<ul><li>☐ Individual</li><li>☐ Trustee</li><li>☐ Guardian or Conservator</li></ul>			
☐ Trustee ☐ Guardian or Conservator ☐ Other:	Other:		
Signer Is Representing: Western Surety Company	Signer Is Representing:		

# Western Surety Company

# POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 10th day of October, 2012.

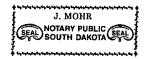
SURETY COMPANY WESTERN

aul T. Bruflat, Vice President

State of South Dakota County of Minnehaha

On this 10th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires June 23, 2015



Ylohr

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 10th day of 2015



WESTERN SURETY COMPANY

. Relson, Assistant Secretary

# Next Bid

ABC Construction Co., Inc. 3120 National Avenue San Diego, CA 92113 License No. 254763 A, B, C12

K & H

County of San Diego

Job Order Contract – (JOC) 205

General Contractor Large

RFB 6749

Bids: February 17, 2015 @ 2:00 PM



## PART II

# DOCUMENTS TO BE EXECUTED BY BIDDER



### STATE OF CALIFORNIA COUNTY OF SAN DIEGO BID FORM TO THE BOARD FOR JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder ABC CONSTRUCTION CO., INC.
Business Address 3120 NATIONAL AVENUE, SAN DIEGO, CA 92113
Place of Residence SAN DIEGO
LOCATION
The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.
Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers N/A, and
By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- 1. <u>Adjustment Factors</u>. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. <u>Base Period</u> (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.7275
Utilize four decimal places (EXAMPLE: 1.2345)

zero point seven two seven five

Bid for normal working hours written in words (EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may <u>not</u> be lower than or <u>equal to</u> Item 1)

2. <u>0.7277</u>
Utilize four decimal places (EXAMPLE: 1.2345)

zero point seven two seven seven

Bid for other than normal working hours written in words (EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

<u>Self Performance</u>. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: PARTIAL FRAMING & CONCRETE .

<u>Award of Contract</u>. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.** 

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



#### **PROHIBITED CONTRACTS**

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

## CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

#### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



#### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

- 1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
- 2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State. or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
- 3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
- 4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



The undersigned declares:

**PRESIDENT** 

### NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

I am the of, the party making the foregoing bid.  ABC CONSTRUCTION CO., INC.			
The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.			
Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.			
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on[date], at[city],[state]."  FEBRUARY 17, 2015 SAN DIEGO, CA  SIGNATURE OF BIDDER  DATE217   SAN DIEGO   DATE217   SAN DIEGO   DATE217   SAN DIEGO   DATE217   SAN DIEGO   DATE			

#### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

<u>~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~</u>		
A notary public or other officer completing this certificate document to which this certificate is attached, and not the	verifies only the identity of the individual who signed the truthfulness, accuracy, or validity of that document.	
State of California Diego		
On 2/17/2015 before me, LINDA	M. CARLSON, NOTARY PUBLIC	
Date  personally appeared KENNETH CZUBERNAT	Here Insert Name and Title of the Officer	
personally appeared <u>RENNETT CEOBERNIT</u>	Name(s) of Signer(s)	
who proved to me on the basis of satisfactory essubscribed to the within instrument and acknowled his/her/their authorized capacity(ies), and that by his/or the entity upon behalf of which the person(s) acte	dged to me that he/she/they executed the same in her/their signature(e) on the instrument the person(s),	
of	certify under PENALTY OF PERJURY under the laws the State of California that the foregoing paragraph true and correct.	
Commission # 2003678 Notary Public - California	gnature Junda M. Caulon Signature of Notary Public	
Though this section is optional, completing this in	ONAL formation can deter alteration of the document or	
fraudulent reattachment of this fo	orm to an unintended document.	
Description of Attached Document Title or Type of Document:		
Number of Pages: Signer(s) Other Than	Named Above:	
Capacity(ies) Claimed by Signer(s)  Signer's Name:	Signer's Name:  Corporate Officer — Title(s):  Partner — Limited General Individual Attorney in Fact Trustee Guardian or Conservator Other: Signer Is Representing:	



Revised 07:09:14

# County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE    For-profit		4.3 Are presently indicted for or otherwise criminally or civility charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in				
		4.5	<ul> <li>paragraph 4.2 of this certification; and</li> <li>4.4 Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.</li> <li>4.5 Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.</li> <li>4.6 Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as</li> </ul>			
3.	BUSINESS REPRESENTATION Offeror represents as a part of this offer that the ownership, operation, and control of the business are:			certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).		
		Are you a small business with:  100 or fewer employees and average annual gross receipts of \$14 million or less or; a mapufacturer with 100 or fewer employees?	<b>5</b> .	4.7 Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.		
		Certification #:  Small Business Enterprise (SBE)  Certification #:		CERTIFICATE OF CURRENT COST OR PRICING This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or		
		See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements. http://www.dgs.ca.gov/pd/Programs/OSDS.aspx.		specifically identified by reference if actual submission of the data is impracticable, Is/are accurate, complete, and current as of the date signed below.		
	3,4.			CERTIFICATE OF INDEPENDENT PRICING  By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:		
4.	RELIOTER nor a	TIFICATE REGARDING DEBARMENT, SUSPENSION AND ATED MATTERS or hereby certifies to the best of its knowledge that neither it my of its officers:  Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making talse statements, or receiving stolen property; and	7.	<ul> <li>6.1. The prices in this offer have been arrived at Independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and</li> <li>6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and</li> <li>6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.</li> <li>The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).</li> </ul>		
		CERTIF		A Paragraph of the Control of the Co		
un	ler per	mation furnished in Paragraphs 1 through 7 is certified to be fa halty of perjury under the laws of the State of California. KENNETH CZUBERNAT		nature		
Tit	-	PRESIDENT		Date: 2/17/15		
Co	mpan	y/Organization: ABC CONSTRUCTION CO.,	INC	2.		
	SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER					



NOTE:

FOR: ABC CONSTRUCTION CO., INC.
Accompanying this bid is BIDDER'S BOND
(NOTICE: Insert the words "cash (\$BIDDER'S BOND)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.
The names of all persons interested in the foregoing bid as principals are as follows:
IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.  ABC CONSTRUCTION CO., INC.
KENNETH CZUBERNAT PRESIDENT, TREASURER, MANAGER
WAYNE CZUBERNAT CEO, SECRETARY
Licensed in accordance with an act providing for the registration of Contractors,
License No. 254763 Classification (s) A, B, C12,D49 Exp. Date 4/30/16
I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.
( ABC CONSTRUCTION CO., INC. Legal Name of Bidder
SIGN (
HERE ( by (SEAL)
( Signature
PRESIDENT Title
If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.
Business address 3120 NATIONAL AVENUE, SAN DIEGO, CA 92113
Telephone ( ) (619) 239-3428 Fax ( ) (619) 239-6614
E-Mail address abc@abcconstruction.com
Dated February 17 , 20 15 , at SAN DIEGO California.



BOND NO. N/A

#### **BIDDER'S BOND**

KNOW ALL MEN BY THESE PRESENTS:		
That weABC Construction Co., Inc.		
as		
PRINCIPAL, and The Hanover Insurance Company		
as SURETY, are held and firmly bound unto the <b>COUNTY OF SAN DIEGO</b> a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.		
In no case shall the liability of the surety hereunder exceed the sum of \$420,000.		
THE CONDITION OF THIS OBLIGATION IS SUCH,		
That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on <a href="2/17/15">2/17/15</a> for JOB ORDER CONTRACT 205.  DATE		
NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.		
In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.		
IN WITNESS WHEREOF, We have hereunto set our hands and seals on this, 2015		
The Hanover Insurance Company (SEAL) ABC Construction Co., Inc. (SEAL		
Jance Martin Surety (SEAL) Attorney-in-Fact		

\$\(CONTRACTORS \text{CONTRACTORS \text{CON				
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.				
State of California)				
County of San Diego )				
	D. M. G. D. GOV. NOTA DVI DVIDA IG			
On 2 17 2015 before me, LINDA M. CARLSON, NOTARY PUBLIC				
Date	Here Insert Name and Title of the Officer			
personally appeared KENNETH CZUBERNAT				
	Name(s) of Signer(s)			
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(iee), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.				
	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.			
LINDA M. CARLSON	WITNESS my hand and official seal.			
Commission # 2003678 Notary Public - California	WITHEOUTHY Hand and Official Seal.			
San Diego County	Trunch m ( a los			
My Comm. Expires Jan 11, 2017	Signature Signature of Notary Public			
	dignature of Notary Fublic			
Place Notary Seal Above				
	PTIONAL			
Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.				
Description of Attached Document				
Title or Type of Document:				
Number of Pages: Signer(s) Other That	an Named Above:			
Capacity(ies) Claimed by Signer(s)	Several Selection (Selection Selection Selecti			
Signer's Name:	_ Signer's Name:			
☐ Corporate Officer — Title(s):	<ul><li>□ Corporate Officer — Title(s):</li><li>□ Partner — □ Limited □ General</li></ul>			
☐ Partner — ☐ Limited ☐ General ☐ Individual ☐ Attorney in Fact	☐ Individual ☐ Attorney in Fact			
<ul><li>☐ Individual</li><li>☐ Attorney in Fact</li><li>☐ Guardian or Conservator</li></ul>	☐ Trustee ☐ Guardian or Conservator			
☐ Other:	Other:			
Signer Is Representing:	Signer Is Representing:			

#### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189 A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document. STATE OF CALIFORNIA County of San Diego On FEB 0 9 2015 before me, Lilia Robinson , Notary Public, Insert Name of Notary exactly as it appears on the official seal personally appeared Janice Martin Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(樹) whose name(樹) is/樹樹 subscribed to the within instrument and acknowledged to me that 恍惚/she/恍樹/ and that by #15/her/\### signature(\pmu) on the instrument the LILIA ROBINSON COMM. #2047750 NOTARY PUBLIC-CALIFORNIA person(\$), or the entity upon behalf of which the person(\$) acted, executed the instrument. SAN DIEGO COUNTY My Commission Expires NOVEMBER 29, 2017 I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. Witness my hand and official seal. Signature Signature of Notary Public Lilia Robinson Place Notary Seal Above - OPTIONAL -Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document. **Description of Attached Document** Title or Type of Document: Document Date: \_\_\_\_\_ Number of Pages: Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s) Signer's Name: Signer's Name: ☐ Individual ☐ Individual Corporate Officer — Title(s): ☐ Corporate Officer — Title(s): ☐ Partner ☐ Limited ☐ General ☐ Partner ☐ Limited ☐ General ✓ Attorney in Fact ☐ Attorney in Fact RIGHT THUMBPRINT RIGHT THUMBPRINT ☐ Trustee ☐ Trustee OF SIGNER OF SIGNER ☐ Guardian or Conservator ☐ Guardian or Conservator Top of thumb here Top of thumb here Other: Other: Signer is Representing: Signer is Representing:

# THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

### POWERS OF ATTORNEY CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Lawrence F. McMahon, Charlotte Aquino, Sarah Myers, Lilia Robinson, Maria Guise, Janice Martin and/or Jennifer L. Clampert

of **San Diego**, **CA** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Twenty Five Million and No/100 (\$25,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **28th** day of **January 2013**.



THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY OF AMERICA

Loma

Robert Thomas, Vice President

THE COMMONWEALTH OF MASSACHUSETTS ) COUNTY OF WORCESTER ) ss

Joe Brenstrom, Vice President

On this **28th** day of **January 2013** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Barbara A. Garlick, Notary Public My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 9th day of February 2015.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY
OF AMERICA

J. Michael Pete, Vice President



#### PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT	ACKNOWLEDGEMENT OF SURETY
STATE OF	)
COUNTY OF	) ss
)	<del></del>
On this day	y of in the year 20 <u>1</u> before me
	a notary public in and for said County and
State personally appeared	known to me (or proved to
within instrument as the attorney-in-fact o	e) to be the person whose name is subscribed to the  of the the
	strument, and acknowledged to me that he subscribed Surety, and his own name as attorney-in-fact.
NOTE: (a) Signature of those executing f	or *Please see attached California All-Purpose Acknowledgment
Surety must be properly acknowledged. of	Notary Public In and for the County
(b) The Attorney-in-fact must attaca certified copy of Power of Attorney.	
State	of California